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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT SECURITIES
LLC,

Defendant.

Adv. Pro. No. 08-01789 (CGM)

SIPA Liquidation
(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC and the
Chapter 7 Estate of Bernard L. Madoff,

Plaintiff,

Adv. Pro. No. 10-04285 (CGM)

UBS AG, UBS EUROPE SE (f/k/a UBS
(LUXEMBOURG) SA), UBS FUND SERVICES
(LUXEMBOURG) SA, UBS THIRD PARTY
MANAGEMENT COMPANY SA, ACCESS
INTERNATIONAL ADVISORS LLC, ACCESS
INTERNATIONAL ADVISORS LTD., ACCESS
MANAGEMENT LUXEMBOURG SA (f/k/a ACCESS
INTERNATIONAL ADVISORS (LUXEMBOURG) SA)
as represented by its Liquidator MAÎTRE FERNAND
ENTRINGER, ACCESS PARTNERS SA as represented
by its Liquidator MAÎTRE FERNAND ENTRINGER,
PATRICK LITTAYE, CLAUDINE MAGON DE LA
VILLEHUCHET (a/k/a CLAUDINE DE LA
VILLEHUCHET) in her capacity as Executrix under the

Will of THIERRY MAGON DE LA VILLEHUCHET (a/k/a RENE THIERRY DE LA VILLEHUCHET), CLAUDINE MAGON DE LA VILLEHUCHET (a/k/a CLAUDINE DE LA VILLEHUCHET) individually as the sole beneficiary under the Will of THIERRY MAGON DE LA VILLEHUCHET) (a/k/a RENE THIERRY DE LA VILLEHUCHET), PIERRE DELANDMETER, THEODORE DUMBAULD, LUXALPHA SICAV as represented by its Liquidators MAÎTRE ALAIN RUKAVINA and PAUL LAPLUME, MAÎTRE ALAIN RUKAVINA AND PAUL LAPLUME, in their capacities as liquidators and representatives of LUXALPHA, and GROUPEMENT FINANCIER LTD.,

Defendants.

STIPULATION AND ORDER *DENYING REQUEST TO*
WAIVE ARGUMENT

Irving H. Picard (the “Trustee”), as trustee for the substantively consolidated liquidation of the business of Bernard L. Madoff Investment Securities LLC, under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa–III, and the estate of Bernard L. Madoff, under Chapter 7 of the United States Bankruptcy Code, 11 U.S.C. §§ 701-784, and Defendants Access International Advisors LLC, Access International Advisors Ltd., Access Management (Luxembourg), S.A. (f/k/a Access International Advisors (Luxembourg) S.A.), Access Partners, S.A., Patrick Littaye, Claudine Magon de la Villehuchet, and Groupement Financier Ltd. (the “Access Defendants,” and with the Trustee, the “Parties”), by and through their respective undersigned counsel, stipulate and agree as follows:

WHEREAS, on April 22, 2022, the Access Defendants filed a motion to dismiss the Trustee’s complaint (the “Access Motion”) [ECF No. 290], with a supporting memorandum of law [ECF No. 292] and the Declaration of Patrick Littaye [ECF No. 291]; on June 17, 2022, the Trustee filed an Opposition to Defendants’ Motion [ECF No. 307] and the supporting Declaration of Robertson D. Beckerlegge [ECF No. 308] (the “Opposition”); and on July 29, 2022, the Access

Defendants filed a reply in further support of their Motion [ECF No. 312] (the “Reply”, and together with the Motion and Opposition, the “Briefing”);

WHEREAS, the Court scheduled a hearing to consider the Access Motion on September 14, 2022 at 10:00 am; and

WHEREAS, the Parties have conferred and agreed to rest on their papers and waive oral argument on the Access Motion.

IT IS HEREBY ~~STIPULATED AND AGREED~~, by the Parties, and **SO ORDERED**,
by the Court:

- ~~1. The Court will not hear oral argument on the Access Motion, and thus the hearing scheduled for 10:00 am on September 14, 2022 to consider the Access Motion is hereby cancelled and removed from the Court’s calendar.~~
- ~~2. The Parties request that the Court issue its ruling based on the Briefing.~~
- ~~3. The Parties otherwise reserve all rights, arguments, objections, and defenses they may have, and their entry into this Stipulation shall not impair or otherwise affect any such rights, arguments, objections, and defenses.~~

The Parties’ request to waive oral argument is *DENIED*.

[Remainder of page intentionally left blank.]

Dated: September 9, 2022
New York, New York

BAKER & HOSTETLER LLP

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SIPA Liquidation of Bernard L. Madoff
Investment Securities LLC and the
Chapter 7 Estate of Bernard L. Madoff*

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*Attorneys for Defendants Access
International Advisors LLC, Access
International Advisors Ltd., Access
Management Luxembourg SA, Access
Partners SA, Patrick Littaye, Claudine
Magon de la Villehuchet (in her capacities
set forth in the caption above), and
Groupement Financier Ltd.*

**Dated: September 9, 2022
Poughkeepsie, New York**



/s/ Cecelia G. Morris

**Hon. Cecelia G. Morris
U.S. Bankruptcy Judge**